

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CASE NO. C 05 01710 JF

PERRY SOUTHARD,

Plaintiff,

v.

STIPULATION AND [PROPOSED]
ORDER SELECTING ADR PROCESS

LIFE INSURANCE COMPANY OF
NORTH AMERICA,

Defendant(s).

_____ /

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

Court Processes:

- Non-binding Arbitration (ADR L.R. 4)
- Early Neutral Evaluation (ENE) (ADR L.R. 5)
- Mediation (ADR L.R. 6)

(Note: Parties who believe that an early settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR, must participate in an ADR phone conference and may not file this form. They must instead file a Notice of Need for ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)

Private Process:

Private ADR (please identify process and provider):

Mediation with Judge Infante of JAMS scheduled for August 24, 2005.

The parties agree to hold the ADR session by the presumptive deadline (*The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.*)

Dated: 8/9/05

/s/ Melvyn D. Silver
Attorney for Plaintiff

Dated: 8/9/05

/s/ Horace W. Green
Attorney for Defendants

[PROPOSED] ORDER

Pursuant to the Stipulation above, the captioned matter is hereby referred to:

Non-binding Arbitration
Early Neutral Evaluation (ENE)
Mediation
Private ADR

Deadline for ADR session

90 days from the date of this order.

Other

IT IS SO ORDERED.

Dated: 8/15/05

/s/electronic signature authorized

JEREMY FOGEL
UNITED STATES DISTRICT JUDGE